



RHODE ISLAND DEBT COLLECTOR REGISTRATION - FORM DCU1

IMPORTANT!

THIS COPY OF THE FORM SHOULD ONLY BE UTILIZED TO UNDERSTAND THE NATURE OF THE INFORMATION THAT WILL BE REQUESTED VIA THE ELECTRONIC FILEING SYSTEM.

DO NOT SUBMIT THIS FORM AS YOUR FILING!

IF YOU WISH TO OBTAIN A PAPER FORM TO FILE YOUR REGISTRATION VIA E-MAIL, PLEASE GO TO THE RHODE ISLAND DEPARTMENT OF BANKING WEBSITE AT www.dbr.ri.gov AND PROCEED TO THE LICENSEE/MORTGAGE COMPANIES PAGE.

Who is required to register?

Any company or person who in Rhode Island engages in the business of: a debt collector; solicits the right to collect or receive payment for another of an account, bill or other indebtedness; or advertises for or solicits in print the right to collect or receive payment for another of an account, bill or other indebtedness.

Who does not need to register?

Any company or person who:

- (a) Is the servicor of a debt by a mortgage; or
- (b) Is a debt collector located out of this state; provided that the debt collector:
 - (1) Is collecting debts on behalf of an out-of-state creditor for a debt that was incurred out-of-state; *and*
 - (2) Only collects debts in this state using interstate communication methods, including telephone, facsimile, or mail.
- (c) Is a regulated institution as defined under R. I. Gen. Laws § 19-1-1, national banking association, federal savings bank, federal savings and loan association, federal credit union, or any bank, trust company, savings bank, savings and loan association or credit union organized under the laws of this state, or any other state of the United States, or any subsidiary of the above; but except as provided herein, this section shall apply to a subsidiary or affiliate, as defined by the director, of an exempted entity and of a bank holding company established in accordance with state or federal law.

What are the pre-requisites for registration?

Net worth: Positive as determined in accordance with Generally Accepted Accounting Principals

NON-EXEMPT DEBT COLLECTORS ARE NOT AUTHORIZED TO ENGAGE IN DEBT COLLECTIONS IN THE STATE OF RHODE ISLAND UNTIL REGISTERED WITH THE DEPARTMENT OF BUSINESS REGULATION

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RHODE ISLAND DEBT COLLECTOR REGISTRATION - FORM DCU1

A. GENERAL INSTRUCTIONS

- 1. **FILING** Form DCU1 is the Uniform Debt Collectors Form Business Application.
- 2. **TERMS USED** See the following Explanation of Terms section regarding italicized words/phrases.
- 3. **EXECUTION** An authorized representative of the Applicant must complete the execution section.
- 4. **DATES** The filing date is the date *Applicant* submits this form electronically.
- 5. **AMENDMENTS** The *Applicant* must update information by submitting via www.dbr.ri.gov or as a PDF attachment via e-mail bankinquiry@dbr.state.ri.us (enter Debt Collector Registration in the Subject Line) using Form DCU1. Applicant must identify and complete the item(s) being amended as well as the name of the Applicant and license/registration number where applicable.
- 6. **CONTACT EMPLOYEE** The individual listed as the contact employee must be authorized to receive all compliance and licensing information, communications, and mailings, and be responsible for disseminating it within the *Applicant's* organization.
- 7. **SURRENDER** / **CANCEL** When an *Applicant* decides to cease operations under the license/registration, use the Form DCU1 to notify the Division of Banking via www.dbr.ri.gov or as a PDF attachment via e-mail bankinquiry@dbr.state.ri.us (enter Debt Collector Registration in the Subject Line) by checking the "Surrender/Cancel" box and completing only items 1A, 2(B), 2(D) and 3 (indicate Rhode Island as the jurisdiction in which Applicant is ceasing operations). Send the original license/registration document (if any was issued) to the Division of Banking.
- **B. EXPLANATION OF TERMS** The following terms are *italicized* throughout Form DCU1

1. GENERAL

- A. **APPLICANT** The debt collector applying or amending information on this form. The only instance in which the *Applicant* is an individual is in the case of a sole proprietorship.
- B. **CONTROL** The power, directly or indirectly, to direct the management or policies of a company, whether through ownership of securities, by contract, or otherwise. Any *person* that (i) is a director, general partner or executive officer; (ii) directly or indirectly has the right to vote 10% or more of a class of a voting security or has the power to sell or direct the sale of 10% or more of a class of voting securities; (iii) in the case of an LLC, Managing Member; or (iv) in the case of a partnership, has the right to receive upon dissolution, or has contributed, 10% or more of the capital, is presumed to *control* that company.
- C. **CONTROL PERSON** An individual (natural person) named in Item 1A or in Schedule A.
- D. **JURISDICTION** A state, the District of Columbia, the Commonwealth of Puerto Rico, or any subdivision or regulatory body thereof.
- E. **PERSON** An individual, partnership, corporation, trust, LLC or other organization.

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- A. **CHARGED** Being accused of a crime in a formal complaint, information, or indictment (or equivalent formal charge).
- B. **CONTROL AFFILIATE** A partnership, corporation, trust, LLC, or other organization that directly or indirectly *controls*, or is *controlled* by, the *Applicant*.
- C. **ENJOINED** Includes being subject to a mandatory injunction, prehibitory injunction, preliminary injunction, or a temporary restraining *order*.
- D. **FELONY** For *jurisdictions* that do not differentiate between a *felony* and a *misdemeanor*, a *felony* is an offense punishable by a sentence of at least one-year imprisonment and/or a fine of at least \$1,000. The term also includes a general court martial.
- E. **FINANCIAL SERVICES OR FINANCIAL SERVICES RELATED** Pertaining to securities, commodities, banking, insurance, consumer lending, or real estate (including, but not limited to; acting as or being associated with a bank or savings association, credit union, mortgage lender, mortgage broker, real estate sales*person* or agent, closing agent, title company, or escrow agent).
- F. **FOREIGN FINANCIAL REGULATORY AUTHORITY** Includes (1) a *financial services* authority of a foreign country; (2) other governmental body empowered by a foreign government to administer or enforce its laws relating to the regulation of *financial services* or *financial services-related* activities; and (3) a foreign membership organization, a function of which is to regulate the participation of its members in *financial services* activities listed above.
- G. **FOUND** Includes adverse final actions, including consent decrees in which the respondent has neither admitted nor denied the findings, but does not include agreements, deficiency letters, examination reports, memoranda of understanding, letters of caution, admonishments, and similar informal resolutions of matters.
- H. **INVOLVED** Doing an act or omission or aiding, abetting, counseling, commanding, inducing, conspiring with or failing to reasonably supervise another in doing an act or omission.
- I. **MISDEMEANOR** For *jurisdictions* that do not differentiate between a *felony* and a *misdemeanor*, a *misdemeanor* is an offense punishable by a sentence of less than one-year imprisonment and/or a fine of less than \$1,000. The term also includes a special court martial.
- J. **ORDER** A written directive issued pursuant to statutory authority and procedures, including *orders* of denial, suspension, or revocation; does not include special stipulations, undertakings or agreements relating to payments, limitations on activity or other restrictions unless they are included in an *order*.
- K. **PROCEEDING** Includes a formal administrative or civil action initiated by a governmental agency, self-regulatory organization or a *foreign financial regulatory authority*; a *felony* criminal indictment or information (or equivalent formal charge); or a *misdemeanor* criminal information (or equivalent formal charge). The term does not include other civil litigation, investigations, or arrests or similar charges affected in the absence of a formal criminal indictment or information (or equivalent formal charge).

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FOR DCL	ONII ONIII DEDI GOLLEGIONI ONIII				
Registra	ition Number (for amendments o				
	·	DMENT To amend, identify	vitem(s) heing amended	□ SURRE	ENDER/CANCEL
1. (A) F	Full name of <i>Applicant</i> (sole proprietors provide last, firs		(B) IRS Employer lo	dentification Numbe	
(C) (1) Name under which business	primarily is or will be condu	ucted, if different from Item	n 1A:	
((2) List any other name(s) by wh will be used (Use additional)		or will conduct business a	and the jurisdiction(s	s) in which they are or
	Name	Jurisdiction	2. Name	Ju	urisdiction
_	3. Name	Jurisdiction	4. Name	Ju	urisdiction
(D) (E)	For amendments only: If this Applicant name (1A) or Enter the old name above and business (trade/dba) name her Main address: (Do not use a P	ousiness name (1C1)? new <i>Applicant</i> name here _ e			· ·
(-)	Number & Street	City	State / Province	e & Country Z	Zip+4 / Postal Code
(F)	Mailing address, if different from	m Main address:			
	PO Box or Number & Street	City	State / Province	e & Country Z	Zip+4 / Postal Code
(G)	Telephone Numbers and Webs (ext	ite: (<u>)</u> - Fax Line	Website address	e-ma	ail address (optional)
(H)	Business Phone Indicate legal status of Applicate Corporation Partnership Applicant's fiscal year end (MM)	☐ Sole Proprietorship☐ Limited Liability Compa	☐ Other <i>(spe</i>	ecify)	
	If other than a sole proprietors incorporated, where partnershi				state or country where
	State/Province & Country of for If Applicant is a publicly traded	mation: corporation, please insert s	Date of formatiock symbol:	tion (MM/DD/YYYY):
(1) Tha ma (2) To (3) Tha of t (4) To	ION: The undersigned, being first du said Applicant and agrees to all at the information and statements of de a part hereof, are current, true an the extent any information previously at the jurisdiction(s) to which an applicant for purposes of issuing keep the information contained in this keep accurate books and records or	nd represents the following: ontained herein, including exhi d complete; submitted is not amended succation is being submitted may the subject licenses; s form current and to file accura	ibits attached hereto, and other ch information is currently accommoduct any investigation in a ate supplementary information	her information filed her information filed here. Surate and complete; accordance with state on a timely basis;	nerewith, all of which are

- is applying.

Date (MM/DD/YYYY) Signature of *Applicant's* representative Print Applicant's representative name Notary Seal Here on this Notary Public Signature Date Month State County

Notary Appointment Expires (MM/DD/YYYY)

This execution must always be completed in full.

Applica	nt full legal name	e:							
2. C	ontact employee in	nformation and	verbiage:						
(A	A) Registered Ager	nt:	-						
	Name and Title		() Business Phor	ext ne	(<u>)</u> Fax Line	<u> - </u>	e-mail addres	s	
				City	RI /				
	PO Box or Numl	ber & Street			State / Pro	vince & Country	Zip+4 / Postal	Code	
(E	B) Contact Employ	ee:							
	Name and Title		Business Phor	ext ne	(<u>)</u> Fax Line	-	e-mail addres	<u> </u>	
	Box or Number	PO & Street	City		State / Pro	vince & Country	Zip+4 / Postal	Code	
((C) Consumer Com				Otate / 1 10	vince a country	2ip · 4 / 1 03tai		
	Name and Title		() Business Phor	ext ne	(<u>)</u> Fax Line	-	e-mail addres	S	
	Box or Number	PO & Street	——————————————————————————————————————		<u>/</u> State / Pro	vince & Country	Zip+4 / Postal	Code	
1)	Physical address of location where the official books and records of the <i>Applicant</i> will be kept. Consult each <i>jurisdiction</i> for specific records retention requirements.								
	Records Custod	lian Name	Business Phor	ext ne	() Fax Line		e-mail addres	S	
	Number & Stree	et .	City		State / Pro	vince & Country	Zip+4 / Postal	Code	
3.	Enter appropriate number in the			n jurisdiction:		,,	· · · · · · · · · · · · · · · · · · ·		
	Enter "1" if Applicant is newly applying in that jurisdiction Enter "2" if Applicant has a pending application in that jurisdiction Enter "3" if Applicant is already licensed/registered in that jurisdiction Enter "4" if Applicant is surrendering/canceling in that jurisdiction Enter "5" if Applicant was formerly licensed/registered in that jurisdiction.								
Alabama	ı	Idaho		Montana		Rhode Islar			
Alaska		Illinois		Nebraska		South Caro			
Arizona		Indiana		Nevada		South Dakota		ia	
Arkansa		lowa		New Hamp		Tennessee			
California – DOC		Kansas		New Jerse			Texas – OCCC		
	a – DRE	Kentucky		New Mexic	0	Texas – SM	1L		
Colorado		Louisiana		New York		Utah			
Connecticut		Maine		North Caro		Vermont			
Delaware		Maryland		North Dako	ota	Virginia			
	f Columbia	Massachus	etts	Ohio		Washingtor			
Florida		Michigan		Oklahoma		West Virgin	ia		
Georgia		Minnesota		Oregon		Wisconsin			
Guam		Mississippi		Pennsylvan	ia	Wyoming			

Puerto Rico

Applicant full legal name:	
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Missouri

Hawaii

			YES				
4.	. Check type(s) of debt collecting related business engaged in (or to be engaged in, if not yet active) by Applicant.						
	(A) First mortgage loan collections						
	(B) Second mortgage loan collections						
	(C) Home equity loans collections, including lines of credit						
	(D) Reverse mortgage loan collections (E) Automobile loan collections						
	(F) Other						
5.	LEGAL AUTHORITY ATTESTATION.	YES					
	In all <i>jurisdiction</i> s that apply, <i>Applicant</i> affirms/attests that the <i>Applicant</i> is in good standing with each <i>jurisdiction</i> 's Secretary of State's office, or other applicable agencies. (<i>Not applicable to Sole Proprietors</i>)						
6.	REPORTING ATTESTATION.	YES					
	In all <i>jurisdictions</i> that apply, <i>Applicant</i> affirms/attests that authorized individual(s) of the <i>Applicant</i> will complete such requirements within the timeframe mandated by the <i>jurisdictions</i> in which the company is licensed and/or registered.						
7.	FINANCIAL RESPONSIBILITY ATTESTATION.	YES					
	In all <i>jurisdictions</i> that apply, <i>Applicant</i> affirms/attests that the <i>Applicant</i> is financially solvent with positive net worth calculated in accordance with Generally Accepted Accounting Principles .						
8.	ADDITIONAL LOCATIONS.	YES	NO				
	Does or Will the <i>Applicant</i> conduct Rhode Island debt collecting activity from any locations other than the main address entered in 1(E)? If YES, complete the following for each additional location.						
	Full name of Applicant						
	Street						
	City						
	State/Province						
	Country						
	Zip Code (This section (8) may be duplicated as needed)						

Applicant full legal name:

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9.	n to	If the answer to any of the following is "YES", separately provide to the Division of Banking via e-mail (bankinguiry@db.complete details of all events or proceedings in an attachment, including as applicable; name and location of court, number, and status and summary of event or proceeding; copies of applicable charge(s), order(s), and/or consent agree to the explanation of terms section of the form DCU1 instructions for explanations of italicized terms. Remember to hese disclosures as needed.	, docket ement(s)	or case). Refer
		Criminal Disclosure	YES	NO
	(A)	Has the Applicant, a control person of the Applicant, or a control affiliate ever:		
		(1) been convicted of or pled guilty or nolo contendere ("no contest") in a domestic, foreign, or military court to any felony?		
	<i>-</i> .	(2) been charged with any felony?		
	(B)	In the past ten years has the Applicant, a control person of the Applicant, or a control affiliate: (1) been convicted of or pled guilty or nolo contendere ("no contest") in a domestic, foreign, or military court to a misdemeanor involving: financial services or a financial services-related business; any fraud, false statements, or omissions; any theft or wrongful taking of property; bribery; perjury; forgery; counterfeiting; extortion; or a		
		conspiracy to commit any of these offenses? (2) been <i>charged</i> with a <i>misdemeanor</i> specified in 9(B)(1)?		
		Regulatory Action Disclosure		
	(C)	In the past ten years, has any State or federal regulatory agency or foreign financial regulatory authority:		
		(1) found the Applicant a control person of the Applicant, or a control affiliate to have made a false statement or omission or been dishonest, unfair or unethical?		
		(2) found the Applicant a control person of the Applicant, or a control affiliate to have been involved in a violation of a financial services-related regulation(s) or statute(s)?		
		(3) found the Applicant a control person of the Applicant, or a control affiliate to have been a cause of a financial services-related business having its authorization to do business denied, suspended, revoked or restricted?		
		(4) entered an order against the Applicant a control person of the Applicant, or a control affiliate in connection with a financial services-related activity?		
		(5) denied, suspended, or revoked the Applicant's a control person of the Applicant, or a control affiliate's registration or license or otherwise, by order, prevented it from associating with a financial services-related business or restricted its activities?		
	(D)	Has the Applicant's, a control person of the Applicant's, or a control affiliate's authorization to act as an attorney, accountant, or State or federal contractor ever been revoked or suspended?		
	(E)	Is the Applicant, a control person of the Applicant, or a control affiliate now the subject of any regulatory proceeding that could result in a "yes" answer to any part of 9(C)?		
		Civil Judicial Disclosure		
	(F)	(1) Has any domestic or foreign court:		
		(a) in the past ten years enjoined the Applicant a control person of the Applicant, or a control affiliate in connection with any financial services-related activity?		
		(b) in the past ten years found the Applicant a control person of the Applicant, or a control affiliate to be in violation of any financial services-related statute(s) or regulation(s)?		
		(c) in the past ten years dismissed, pursuant to a settlement agreement, a financial services-related civil action brought against the Applicant a control person of the Applicant or control affiliate by a State or foreign financial regulatory authority?		
		(2) Is the Applicant a control person of the Applicant ,or a control affiliate named in any pending financial services-related civil action that could result in a "yes" answer to any part of 9(F)(1)?		
		Financial Disclosure		
	(G)	In the past ten years has the <i>Applicant</i> , a control person of the <i>Applicant</i> , or a control affiliate been the subject of a bankruptcy petition?		
	(H)	Has a bonding company ever denied, paid out on, or revoked a bond for the <i>Applicant, a control person</i> of the <i>Applicant</i> , or a <i>control affiliate</i> ?		
	(I)	Does the Applicant have any unsatisfied judgments or liens against it?		

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Schedule A DIRECT OWNERS AND EXECUTIVE OFFICERS			Applicant full legal	name:			_			
			Date of filing (MM/E	DD/YYYY):						
1.	Use Schedule A o			ovide information on the c	lirect owners a	nd executiv	e officers of the A	oplicant		
2.	List below the names of:									
	 (a) each executive officer, including President, Chief Executive Officer, Chief Financial Officer, Chief Operations Officer, Chief Legal Officer, Chief Compliance Officer, Director, and individuals with similar status or functions; (b) each control person (c) in the case of an Applicant that is a corporation, each shareholder that directly owns 10% or more of a class of a voting security of the Applicant, unless the Applicant is a publicly traded company; 									
	the sale of, beneficially of spouse, sibli same reside	Direct owners include any <i>person</i> that owns, beneficially owns, has the right to vote, or has the power to sell or direct the sale of, 10% or more of a class of a voting security of the <i>Applicant</i> . For purposes of this Schedule, a <i>person</i> beneficially owns any securities (i) owned by his/her child, stepchild, grandchild, parent, stepparent, grandparent, spouse, sibling, mother-in-law, father-in-law, son-in-law, daughter-in-law, brother-in-law, or sister-in-law, sharing the same residence; or (ii) that he/she has the right to acquire, within 60 days, through the exercise of any option, warrant or right to purchase the security.								
	to receive up (e) in the case of receive upon (f) in the case of	oon dis of a tru of disso of an A	an Applicant that is a partnership, all general partners and those limited and special partners that have the right dissolution, or have contributed, 10% or more of the partnership's capital; a trust that directly owns 10% or more of a class of a voting security of the Applicant, or that has the right to ssolution, or have contributed, 10% or more of the Applicant's capital, the trust and each trustee; and an Applicant that is a Limited Liability Company ("LLC"), (i) those members that have the right to receive upon have contributed, 10% or more of the LLC's capital, and (ii) if managed by elected managers, all elected					t has the right to e; and t to receive upon		
3.		complete the "Title or Status" column by entering board/management titles; status as a partner, trustee, sole proprietor, or hareholder; and for shareholders, the class of securities owned (if more than one is issued).								
4.	the <i>person</i> o	the <i>person</i> does not have <i>control</i> . Note that under this definition, most executive officers and all 10% owners , genera partners, and trustees would be "control persons".								
FULL LEGAL NAME (Individuals: Last Name, First Name, Middle Name)			Title or Status	% Ownership	Control Person (yes/no)	Publicly Traded (symbol or n/a)	Company's IRS Tax # or Employer ID			

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